

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-SEVENTH LEGISLATIVE DAY
MONDAY, MARCH 7, 2016

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Hannah Bergmann, Page.

3RD ORDER

Approval of Journal

March 7, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifty-fourth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

4TH ORDER

Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, LUKE MALEK, State Representative, District 4, Seat A, Kootenai County, State of Idaho, has nominated, MARGE CHADDERDON, of 100 E Coeur d'Alene Avenue #1020, Coeur d'Alene, Idaho 83814, to perform the duties of this office temporarily as Acting State Representative, District 4, Seat A.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Marge Chadderdon of Coeur d'Alene, Idaho, to the office of Acting State Representative, District 4, Seat A, for a term commencing March 7, 2016 through Thursday, March 10, 2016.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 19th day of February, in the year of

our Lord two thousand and sixteen, and of the Independence of the United States of America, the two hundred and fortieth year.

/s/ C.L. "BUTCH" OTTER

Governor

/s/ LAWRENCE DENNEY

Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Marge Chadderdon.

March 3, 2016

Mr. Speaker:

I transmit herewith [SJM 105](#), [SJM 106](#), [S 1327](#), [S 1351](#), [S 1352](#), [S 1234](#), [S 1323](#), [S 1301](#), and [S 1359](#) which have passed the Senate.

NOVAK, Secretary

[SJM 105](#), [SJM 106](#), [S 1327](#), [S 1351](#), [S 1352](#), [S 1234](#), [S 1323](#), [S 1301](#), and [S 1359](#) were filed for first reading.

March 4, 2016

Mr. Speaker:

I transmit herewith [S 1363](#), [S 1364](#), [S 1365](#), [S 1366](#), [S 1367](#), [S 1368](#), and [S 1369](#) which have passed the Senate.

NOVAK, Secretary

[S 1363](#), [S 1364](#), [S 1365](#), [S 1366](#), [S 1367](#), [S 1368](#), and [S 1369](#) were filed for first reading.

March 4, 2016

Mr. Speaker:

I return herewith [H 445](#) which has passed the Senate.

NOVAK, Secretary

[H 445](#) was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER

Report of Standing Committees

March 7, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 570](#), [H 571](#), and [H 572](#).

WILLS, Chairman

[H 570](#) and [H 571](#) were referred to the Education Committee.

[H 572](#) was referred to the Revenue and Taxation Committee.

March 7, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [HCR 36](#).

WILLS, Chairman

The Speaker announced he was about to sign enrolled [HCR 36](#) and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 4, 2016

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, return misdirected [S 1272](#) to the Desk.

COLLINS, Chairman

[S 1272](#) was referred to Education Committee.

There being no objection, the House advanced to the Seventh Order of Business.

7TH ORDER

Motions, Memorials, and Resolutions

[SJM 105](#) and [SJM 106](#), by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

8TH ORDER

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 573 BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO DELEGATION OF POWERS BY A PARENT OR GUARDIAN; AMENDING SECTION 15-5-104, IDAHO CODE, TO REVISE PROVISIONS REGARDING DELEGATION OF POWERS BY A PARENT OR GUARDIAN, TO PROVIDE THAT SUCH A DELEGATION DOES NOT DEPRIVE A PARENT OR GUARDIAN OF CERTAIN AUTHORITY OR SUPERSEDE A COURT ORDER ON THE CARE AND CUSTODY OF A CHILD, TO PROVIDE THAT SUCH A DELEGATION DOES NOT BY ITSELF CONSTITUTE EVIDENCE OF CHILD ABANDONMENT, ABUSE OR NEGLECT AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING CHAPTER 5, TITLE 15, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 15-5-108, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING ASSISTANCE BY A QUALIFIED NONPROFIT ORGANIZATION IN A PARENT OR GUARDIAN'S DELEGATION OF POWERS.

[H 573](#) was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1327](#), [S 1351](#), [S 1352](#), and [S 1301](#), by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

[S 1359](#), by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Business Committee.

[S 1234](#), by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

[S 1323](#), by State Affairs Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

[S 1363](#), [S 1364](#), [S 1365](#), [S 1366](#), [S 1367](#), [S 1368](#), and [S 1369](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

10TH ORDER

Second Reading of Bills and Joint Resolutions

[HCR 51](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[H 560](#), by Education Committee, was read the second time by title and filed for third reading.

[H 561](#), [H 562](#), [H 563](#), [H 564](#), [H 565](#), [H 566](#), and [H 567](#), by Appropriations Committee, were read the second time by title and filed for third reading.

[S 1298](#) and [SCR 147](#), by State Affairs Committee, were read the second time by title and filed for third reading.

[H 537](#), by Education Committee, was read the second time by title and filed for third reading.

[S 1250](#), [S 1251](#), and [S 1281](#), by Health and Welfare Committee, were read the second time by title and filed for third reading.

[S 1221](#), [S 1286](#), and [S 1287](#), by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

[H 555](#), by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

[S 1235](#), by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

[S 1244](#), by Resources and Environment Committee, was read the second time by title and filed for third reading.

[H 554](#), by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

11TH ORDER

Third Reading of Bills and Joint Resolutions

Mr. Wood asked unanimous consent that [S 1231](#) be returned to the Health and Welfare Committee. There being no objection, it was so ordered.

[HCR 50](#) - CIVICS TEST

[HCR 50](#) was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bateman to open debate.

The question being, "Shall [HCR 50](#) be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – Chew, Erpelding, Rusche, Wintrow. Total – 4.

Total – 70.

Whereupon the Speaker declared [HCR 50](#) adopted and ordered the resolution transmitted to the Senate.

H 556 - JUVENILE PROCEEDINGS

H 556 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Moyle and Mrs. Perry to open debate.

The question being, "Shall **H 556** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that **H 556** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 533 - HOSPITAL DISTRICTS

H 533 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Redman to open debate.

The question being, "Shall **H 533** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Dayley, DeMordaunt, Erpelding, Gibbs, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek(Chadderdon), McCrostie, McDonald, Miller, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rusche, Shepherd, Smith, Thompson, Troy, VanOrden, Wills, Wood, Youngblood, Mr. Speaker. Total – 49.

NAYS – Batt, Collins, Crane, Dixon, Gannon, Gestrin, Harris, Hartgen, Luker, McMillan, Mendive, Monks, Moyle, Nate, Palmer, Rudolph, Scott, Sims, Trujillo, Vander Woude, Wintrow. Total – 21.

Total – 70.

Whereupon the Speaker declared that **H 533** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 521 - ALCOHOLIC BEVERAGES

H 521 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Troy to open debate.

The question being, "Shall **H 521** pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins,

Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.

NAYS – Anderst, Clow, Dixon, Harris, Pence. Total – 5.

Total – 70.

Whereupon the Speaker declared that **H 521** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 538 - STATE PROCUREMENT

H 538 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Anderson to open debate.

The question being, "Shall **H 538** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that **H 538** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the House recess until 1:30 p.m.

Without objection, the Speaker declared the House at recess until 1:30 p.m.

RECESS**Afternoon Session**

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

Mr. Moyle asked unanimous consent that **H 413**, as amended, retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that **S 1248** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

HCR 48 - PUBLIC PROCUREMENT

HCR 48 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Anderson to open debate.

The question being, "Shall [HCR 48](#) be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Clow, Loertscher, Shepherd, Wintrow. Total – 4.
Total – 70.

Whereupon the Speaker declared [HCR 48](#) adopted and ordered the resolution transmitted to the Senate.

[H 477](#), as amended - EDUCATION

[H 477](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Kerby to open debate.

The question being, "Shall [H 477](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Clow, Loertscher, Shepherd, Wintrow. Total – 4.
Total – 70.

Whereupon the Speaker declared that [H 477](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 443](#), as amended - MUNICIPAL RECORDS

[H 443](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. McCrostie to open debate.

The question being, "Shall [H 443](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer,

Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – Batt. Total – 1.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 443](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 406](#), as amended - RECREATIONAL WATER AND/OR SEWER DISTRICTS

[H 406](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Gestrin to open debate.

The question being, "Shall [H 406](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 406](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 513](#), as amended - REAL ID ACT

[H 513](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Palmer to open debate.

The question being, "Shall [H 513](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, Miller, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wood, Youngblood, Mr. Speaker. Total – 53.

NAYS – Barbieri, Batt, Boyle, Cheatham, Crane, Harris, McMillan, Mendive, Monks, Nate, Nielsen, Scott, Sims, Vander Woude. Total – 14.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 513](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 558](#) - UNIFORM PROBATE CODE

[H 558](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Luker to open debate.

The question being, "Shall [H 558](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 558](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 542](#) - ELECTIONS

[H 542](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Chaney to open debate.

The question being, "Shall [H 542](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Collins, Crane, Dayley, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Romrell, Rudolph, Scott, Sims, Smith, Thompson, Trujillo, Vander Woude, Youngblood, Mr. Speaker. Total – 49.

NAYS – Barbieri, Cheatham, Chew, DeMordaunt, Erpelding, King, Kloc, Mendive, Miller, Nye, Pence, Redman, Rubel, Rusche, Troy, VanOrden, Wills, Wood. Total – 18.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 542](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 540](#) - SALES AND USE TAX

[H 540](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Anderst to open debate.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding [H 540](#).

The question being, "Shall [H 540](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 540](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 541](#) - PURCHASING

[H 541](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Erpelding to open debate.

The question being, "Shall [H 541](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Clow, Crane, Shepherd, Wintrow. Total – 4.

Total – 70.

Whereupon the Speaker declared that [H 541](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 531](#) - AGRICULTURAL FACILITIES AND OPERATIONS

[H 531](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Batt to open debate.

The question being, "Shall [H 531](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham,

Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 531](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[HCR 49](#) - WHEAT COMMISSION

[HCR 49](#) was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Batt to open debate.

The question being, "Shall [HCR 49](#) be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared [HCR 49](#) adopted and ordered the resolution transmitted to the Senate.

[S 1218](#) - CODIFIER'S CORRECTIONS

[S 1218](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. McCrostie to open debate.

The question being, "Shall [S 1218](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [S 1218](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1314](#) - TRUST INSTITUTIONS

[S 1314](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Redman to open debate.

The question being, "Shall [S 1314](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Clow, Shepherd, Wintrow. Total – 3.

Total – 70.

Whereupon the Speaker declared that [S 1314](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1268](#) - DEVELOPMENTAL DISABILITIES COUNCIL

[S 1268](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

The question being, "Shall [S 1268](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – Barbieri, McMillan. Total – 2.

Absent – Clow, Shepherd. Total – 2.

Total – 70.

Whereupon the Speaker declared that [S 1268](#) passed the House. Title was approved and the bill ordered returned to the Senate.

S 1232 - VOCATIONAL REHABILITATION

S 1232 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Kloc to open debate.

The question being, "Shall **S 1232** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – McMillan, Nate, Nielsen, Scott. Total – 4.

Absent – Chaney, Clow, Shepherd. Total – 3.

Total – 70.

Whereupon the Speaker declared that **S 1232** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1267 - EDUCATION

S 1267 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Harris to open debate.

The question being, "Shall **S 1267** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – Scott. Total – 1.

Absent – Clow, Shepherd. Total – 2.

Total – 70.

Whereupon the Speaker declared that **S 1267** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1290 - EDUCATION

S 1290 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. VanOrden to open debate.

The question being, "Shall **S 1290** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Chadderdon), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.

NAYS – McMillan, Nate, Nielsen. Total – 3.

Absent – Clow, Shepherd. Total – 2.

Total – 70.

Whereupon the Speaker declared that **S 1290** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1339 - OIL AND GAS

S 1339 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Boyle to open debate.

The question being, "Shall **S 1339** pass?"

Roll call resulted as follows:

AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Malek(Chadderdon), McDonald, McMillan, Mendive, Miller, Monks, Nate, Nye, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wood, Youngblood, Mr. Speaker. Total – 50.

NAYS – Anderson, Chew, DeMordaunt, Erpelding, Gannon, Jordan, King, Kloc, Luker, McCrostie, Moyle, Nielsen, Pence, Rubel, Rudolph, Rusche, Smith, Wills, Wintrow. Total – 19.

Absent – Shepherd. Total – 1.

Total – 70.

Whereupon the Speaker declared that **S 1339** passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House advanced to the Fifteenth Order of Business.

**15TH ORDER
Announcements**

Announcements were made to the body.

**16TH ORDER
Adjournment**

Mr. Moyle moved that the House adjourn until 10:30 a.m., Tuesday, March 8, 2016. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:50 p.m.

SCOTT BEDKE, Speaker

ATTEST:

CHRIS TAYLOR, Acting Chief Clerk